

AN ORDINANCE BY
COUNCILMEMBER HOWARD SHOOK

Howard Shook

AN ORDINANCE AMENDING THE 2010 (GENERAL GOVERNMENT CAPITAL OUTLAY FUND) BUDGET IN THE DEPARTMENTS OF PLANNING AND COMMUNITY DEVELOPMENT AND PUBLIC WORKS BY TRANSFERRING BETWEEN ACCOUNT THE SUM OF THREE HUNDRED THOUSAND DOLLARS AND NO CENTS (\$300,000.00) FOR THE PURPOSE OF FUNDING SIDEWALK IMPROVEMENTS ALONG WIEUCA ROAD; AND FOR OTHER PURPOSES.

WHEREAS, the Atlanta Public Schools opened Sarah Smith Elementary School at 4141 Wieuca Road at the start of January 2010; and

WHEREAS, the safe movement of pedestrians from the surrounding neighborhoods to the School will require certain improvements including radar signs and sidewalks which will reduce conflicts between traffic flow and pedestrians; and

WHEREAS, those system improvements have been identified in the capital improvement element of the City's Comprehensive Development Plan; and

WHEREAS, by Ordinance 09-O-1879, certain funds were appropriated based on the City having a 60 foot right of way in which to construct these system improvements; and

WHEREAS, upon completion of the field study and a detailed survey, the City has determined that a right-of-way in a segment of the roadway is only 40 feet; and

WHEREAS, the project is currently under construction and the additional funds to be appropriated by this ordinance are necessary for the completion of the project; and

WHEREAS, in the event that the Atlanta Public Schools would agree to build the improvements as a part of their development of the School, the Departments of Planning and Community Development and Public Works would have agreed that these project improvements would qualify to be developer funded system improvements for which future transportation impact fee credits could be given; and

WHEREAS, the Atlanta Public Schools does not pay transportation impact fees to the City of Atlanta due to certain potential constitutional issues with the allocation of their ad valorem tax revenue for such purposes; and

WHEREAS, by the passage of this Ordinance, the governing authority will confirm that this project will be in proximity to certain fee paying projects which have generated development impact fees sufficient to fund these improvements; and

WHEREAS, it is necessary to acquire additional permanent and temporary construction easements, including donation, if required, of the necessary rights-of-way from various property owners for roadway improvements for the Wieuca Road Sidewalk Improvements to be completed; and

WHEREAS, the system improvements to be financed will cause the service level of Wieuca Road to increase through better traffic control which will reduce the conflicts between traffic flow and pedestrians; and

WHEREAS, funds are available in the reserve for development impact fees in the General Government Capital Outlay Fund Budget to provide the additional funding necessary to complete the project authorized by 09-O-1879.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

SECTION 1: That the 2010 (General Government Capital Outlay Fund) Budget is amended as follows:

TRANSFER FROM APPROPRIATIONS

				\$300,000.00
PTAEO:				
<u>General Government</u>	<u>X0451 D.I.F</u>	<u>SWMA</u>	<u>Reserve</u>	<u>City of Atlanta</u>
<u>Capital Outlay Fund</u>	<u>Adim</u>	<u>Loan 9985</u>	<u>Conversion</u>	<u>COA</u>
13201053	101	350291105	5999901	

General Ledger FDOA:

<u>General Government</u>	<u>DPW Office of</u>	<u>Projects &</u>	<u>Function</u>	<u>D.I.F Admin</u>
<u>Capital Outlay Fund</u>	<u>Transportation</u>	<u>Grants Budget</u>	<u>Activity</u>	<u>Transp</u>
3502	130308	5999999	4270000	201053

Funding Source
91105

TRANSFER TO APPROPRIATIONS

				\$300,000.00
PTAEO:				
<u>Wieuca Road</u>	<u>Improvements</u>	<u>SWMA</u>	<u>Easements</u>	<u>City of Atlanta</u>
	<u>Project</u>	<u>Loan 9985</u>		
13101639	101	350291105	5411002	COA

General Ledger FDOA:

<u>General Government</u>	<u>DPW Office of</u>	<u>Projects &</u>	<u>Function/Activity</u>	<u>Project</u>
<u>Capital Outlay Fund</u>	<u>Transportation</u>	<u>Grants Budget</u>		
3502	130308	5999999	4270000	101639

Funding Source
91105

SECTION 2: This ordinance shall become effective upon signature by the Mayor or by operation of Sec. 2-403 of the City Charter.

#5

10-0-0221

(Do Not Write Above This Line)

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First Reading

Committee _____
Date _____
Chair _____
Referred To _____

Committee

Date _____

Chair _____

Action

Fav, Adv, Hold (see rev. side)

Other _____

Members _____

Refer To _____

FINAL COUNCIL ACTION

☐ 2nd ☐ 1st & 2nd ☐ 3rd
Readings
☐ Consent ☐ V Vote ☐ RC Vote

CERTIFIED

CONSENT REFER

☐ REGULAR REPORT REFER

☐ ADVERTISE & REFER

☐ 1ST ADOPT 2ND READ & REFER

☐ PERSONAL PAPER REFER

Date Referred 1/19/10
Referred To: FIN/EXC

Date Referred: _____
Referred To: _____

Date Referred: _____

Referred To: _____

Committee

Date _____

Chair _____

Action

Fav, Adv, Hold (see rev. side)

Other _____

Members _____

Refer To _____

Committee

Date _____

Chair _____

Action

Fav, Adv, Hold (see rev. side)

Other _____

Members _____

Refer To _____

MAYOR'S ACTION